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PTO/SB/21 (09-04)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/663,962	
	Filing Date	Sep 16, 2003	
	First Named Inventor	Sas, Benedikt	
	Art Unit	1625	
	Examiner Name	Trinh	
Total Number of Pages in This Submission	4	Attorney Docket Number	4532680/10280

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to (TC)
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Davis, Brown, Koehn, Shors & Roberts, P.C.		
Signature			
Printed name	Kent A. Herink		
Date	July 19, 2005	Reg. No.	31025

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
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Typed or printed name	Jeri D. Krutsinger	Date	July 25 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Sas et al.

Serial No.: 10/663,962

Filed: 9/16/2003

Title: Bicyclic Carbohydrates as Antiviral
Bioactives for the Treatment of
Infections Caused by the
Alphaherpesvirinae HSV-1 and HSV-
2

Group Art Unit:

1625

Examiner:

Trinh

Attorney Docket No.: 4532680/10280

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.97(b), or
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- ☒ under 37 CFR 1.97(c) together with either a:
 - ☒ Statement under 37 CFR 1.97(e), or
 - ☐ a \$180.00 fee under 37 CFR 1.17(p), or
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97(d) together with a:
 - ☐ Statement under 37 CFR 1.97(e), and
 - ☐ a \$180.00 fee set forth in 37 CFR 1.17(p).
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)
- ☒ Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which

applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware. Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

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Date of Deposit: *July 25, 2005*

Typed Name: Jeri D. Krutsinger

Signature: *Jeri D. Krutsinger*



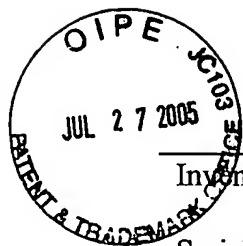
Kent A. Herink

Attorney/Agent for Applicant(s)

Reg. No. 31025

Date: *July 19, 2005*

Telephone No.: 515-288-2500



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Sas et al.

Serial No.: 10/663,962

Filing Date: 9/16/2003

Title: Bicyclic Carbohydrates as Antiviral Bioactives for the Treatment of Infections Caused by the Alpha herpesvirinae HSV-1 and HSV-2

Examiner:

Trinh

Group Art Unit:

1625

Attorney Docket No.: 4532680/10280

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

STATEMENT UNDER 37 CFR 1.97(e)

Sir:

The undersigned hereby certifies that either:

- (✓) Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- () No item of information contained in the Information Disclosure Statement
 - was cited in a communication from a foreign patent office in a counterpart foreign application, and
 - to the knowledge of the undersigned, after making reasonable inquiry, was known to an individual designated in 37 CFR 1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

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Date of Deposit: July 25, 2005

Typed Name: Jeri Krutinger

Signature: Jeri Krutinger

Respectfully Submitted,

By Kent A. Herink

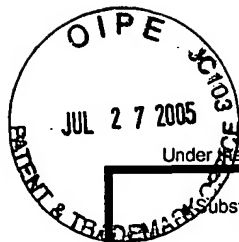
Kent A. Herink

Attorney/Agent for Applicant(s)

Reg. No.: 31025

Date: July 21, 2005

Telephone No.: 515-288-2500



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PTO/SB/08a (08-03)

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	10/663,962
Filing Date	9/16/2003
First Named Inventor	Sas et al.
Art Unit	1625
Examiner Name	Ba K. Trinh
Attorney Docket Number	4532680/10280

Sheet 1 of 1

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-5,753,141	05/19/1998	Siemensmeyer, et al.	
		US-			
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ³
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Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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